

105TH CONGRESS
2D SESSION

S. 1408

AMENDMENT

In the House of Representatives, U. S.,

October 10, 1998.

Resolved, That the bill from the Senate (S. 1408) entitled “An Act to establish the Lower East Side Tenement National Historic Site, and for other purposes”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***TITLE I—LOWER EAST SIDE TEN-***
2 ***EMENT NATIONAL HISTORIC***
3 ***SITE, NEW YORK.***

4 ***SEC. 101. FINDINGS AND PURPOSES.***

5 *(a) FINDINGS.—Congress finds that—*

6 *(1)(A) immigration, and the resulting diversity*
7 *of cultural influences, is a key factor in defining the*
8 *identity of the United States; and*

9 *(B) many United States citizens trace their an-*
10 *cestry to persons born in nations other than the*
11 *United States;*

12 *(2) the latter part of the 19th century and the*
13 *early part of the 20th century marked a period in*
14 *which the volume of immigrants coming to the United*

1 *States far exceeded that of any time prior to or since*
2 *that period;*

3 (3) *no single identifiable neighborhood in the*
4 *United States absorbed a comparable number of im-*
5 *migrants than the Lower East Side neighborhood of*
6 *Manhattan in New York City;*

7 (4) *the Lower East Side Tenement at 97 Or-*
8 *chard Street in New York City is an outstanding sur-*
9 *vivor of the vast number of humble buildings that*
10 *housed immigrants to New York City during the*
11 *greatest wave of immigration in American history;*

12 (5) *the Lower East Side Tenement is owned and*
13 *operated as a museum by the Lower East Side Tene-*
14 *ment Museum;*

15 (6) *the Lower East Side Tenement Museum is*
16 *dedicated to interpreting immigrant life within a*
17 *neighborhood long associated with the immigrant ex-*
18 *perience in the United States, New York City's Lower*
19 *East Side, and its importance to United States his-*
20 *tory; and*

21 (7)(A) *the Director of the National Park Service*
22 *found the Lower East Side Tenement at 97 Orchard*
23 *Street to be nationally significant; and*

1 (B) the Secretary of the Interior declared the
2 Lower East Side Tenement a National Historic
3 Landmark on April 19, 1994; and

4 (C) the Director of the National Park Service,
5 through a special resource study, found the Lower
6 East Side Tenement suitable and feasible for inclu-
7 sion in the National Park System.

8 (b) *PURPOSES.*—The purposes of this title are—

9 (1) to ensure the preservation, maintenance, and
10 interpretation of this site and to interpret at the site
11 the themes of immigration, tenement life in the latter
12 half of the 19th century and the first half of the 20th
13 century, the housing reform movement, and tenement
14 architecture in the United States;

15 (2) to ensure continued interpretation of the na-
16 tionally significant immigrant phenomenon associ-
17 ated with New York City's Lower East Side and the
18 Lower East Side's role in the history of immigration
19 to the United States; and

20 (3) to enhance the interpretation of the Castle
21 Clinton, Ellis Island, and Statue of Liberty National
22 Monuments.

23 **SEC. 102. DEFINITIONS.**

24 As used in this title:

1 (1) *HISTORIC SITE.*—*The term “historic site”*
 2 *means the Lower East Side Tenement found at 97*
 3 *Orchard Street on Manhattan Island in City of New*
 4 *York, State of New York, and designated as a na-*
 5 *tional historic site by section 103.*

6 (2) *MUSEUM.*—*The term “Museum” means the*
 7 *Lower East Side Tenement Museum, a nonprofit or-*
 8 *ganization established in City of New York, State of*
 9 *New York, which owns and operates the tenement*
 10 *building at 97 Orchard Street and manages other*
 11 *properties in the vicinity of 97 Orchard Street as ad-*
 12 *ministrative and program support facilities for 97*
 13 *Orchard Street.*

14 (3) *SECRETARY.*—*The term “Secretary” means*
 15 *the Secretary of the Interior.*

16 **SEC. 103. ESTABLISHMENT OF HISTORIC SITE.**

17 (a) *IN GENERAL.*—*To further the purposes of this title*
 18 *and the Act entitled “An Act to provide for the preservation*
 19 *of historic American sites, buildings, objects, and antiq-*
 20 *uities of national significance, and for other purposes”, ap-*
 21 *proved August 21, 1935 (16 U.S.C. 461 et seq.), the Lower*
 22 *East Side Tenement at 97 Orchard Street, in the City of*
 23 *New York, State of New York, is designated a national his-*
 24 *toric site.*

25 (b) *COORDINATION WITH NATIONAL PARK SYSTEM.*—

1 (1) *AFFILIATED SITE.*—*The historic site shall be*
 2 *an affiliated site of the National Park System.*

3 (2) *COORDINATION.*—*The Secretary, in consulta-*
 4 *tion with the Museum, shall coordinate the operation*
 5 *and interpretation of the historic site with the Statue*
 6 *of Liberty National Monument, Ellis Island National*
 7 *Monument, and Castle Clinton National Monument.*
 8 *The historic site’s story and interpretation of the im-*
 9 *migrant experience in the United States is directly*
 10 *related to the themes and purposes of these National*
 11 *Monuments.*

12 (c) *OWNERSHIP.*—*The historic site shall continue to*
 13 *be owned, operated, and managed by the Museum.*

14 **SEC. 104. MANAGEMENT OF THE HISTORIC SITE.**

15 (a) *COOPERATIVE AGREEMENT.*—*The Secretary may*
 16 *enter into a cooperative agreement with the Museum to en-*
 17 *sure the marking, interpretation, and preservation of the*
 18 *national historic site designated by section 103(a).*

19 (b) *TECHNICAL AND FINANCIAL ASSISTANCE.*—*The*
 20 *Secretary may provide technical and financial assistance*
 21 *to the Museum to mark, interpret, and preserve the historic*
 22 *site, including making preservation-related capital im-*
 23 *provements and repairs.*

24 (c) *GENERAL MANAGEMENT PLAN.*—

1 (1) *IN GENERAL.*—*The Secretary, in consultation*
 2 *with the Museum, shall develop a general manage-*
 3 *ment plan for the historic site that defines the role*
 4 *and responsibility of the Secretary with regard to the*
 5 *interpretation and the preservation of the historic*
 6 *site.*

7 (2) *INTEGRATION WITH NATIONAL MONU-*
 8 *MENTS.*—*The plan shall outline how interpretation*
 9 *and programming for the historic site shall be inte-*
 10 *grated and coordinated with the Statue of Liberty*
 11 *National Monument, Ellis Island National Monu-*
 12 *ment, and Castle Clinton National Monument to en-*
 13 *hance the story of the historic site and these National*
 14 *Monuments.*

15 (3) *COMPLETION.*—*The plan shall be completed*
 16 *not later than 2 years after the date of enactment of*
 17 *this Act.*

18 (d) *LIMITED ROLE OF SECRETARY.*—*Nothing in this*
 19 *title authorizes the Secretary to acquire the property at 97*
 20 *Orchard Street or to assume overall financial responsibility*
 21 *for the operation, maintenance, or management of the his-*
 22 *toric site.*

23 **SEC. 105. AUTHORIZATION OF APPROPRIATIONS.**

24 *There are authorized to be appropriated such sums as*
 25 *are necessary to carry out this title.*

1 ***TITLE II—OTHER MATTERS***

2 ***SEC. 201. CASA MALPAIS NATIONAL HISTORIC LANDMARK,***
 3 ***ARIZONA.***

4 (a) *FINDINGS.*—*The Congress finds and declares*
 5 *that—*

6 (1) *the Casa Malpais National Historic Land-*
 7 *mark was occupied by one of the largest and most so-*
 8 *phisticated Mogollon communities in the United*
 9 *States;*

10 (2) *the landmark includes a 58-room masonry*
 11 *pueblo, including stairways, Great Kiva complex, and*
 12 *fortification walls, a prehistoric trail, and catacomb*
 13 *chambers where the deceased were placed;*

14 (3) *the Casa Malpais was designated as a na-*
 15 *tional historic landmark by the Secretary of the Inte-*
 16 *rior in 1964; and*

17 (4) *the State of Arizona and the community of*
 18 *Springerville are undertaking a program of interpre-*
 19 *tation and preservation of the landmark.*

20 (b) *PURPOSE.*—*It is the purpose of this section to as-*
 21 *sist in the preservation and interpretation of the Casa*
 22 *Malpais National Historic Landmark for the benefit of the*
 23 *public.*

24 (c) *COOPERATIVE AGREEMENTS.*—

1 (1) *IN GENERAL.*—*In furtherance of the purpose*
2 *of this section, the Secretary of the Interior is author-*
3 *ized to enter into cooperative agreements with the*
4 *State of Arizona and the town of Springerville, Ari-*
5 *zona, pursuant to which the Secretary may provide*
6 *technical assistance to interpret, operate, and main-*
7 *tain the Casa Malpais National Historic Landmark*
8 *and may also provide financial assistance for plan-*
9 *ning, staff training, and development of the Casa*
10 *Malpais National Historic Landmark, but not includ-*
11 *ing other routine operations.*

12 (2) *ADDITIONAL PROVISIONS.*—*Any such agree-*
13 *ment may also contain provisions that—*

14 (A) *the Secretary, acting through the Direc-*
15 *tor of the National Park Service, shall have right*
16 *to access at all reasonable times to all public*
17 *portions of the property covered by such agree-*
18 *ment for the purpose of interpreting the land-*
19 *mark; and*

20 (B) *no changes or alterations shall be made*
21 *in the landmark except by mutual agreement be-*
22 *tween the Secretary and the other parties to all*
23 *such agreements.*

1 (d) *APPROPRIATIONS.*—*There are authorized to be ap-*
 2 *propriated such sums as may be necessary to provide finan-*
 3 *cial assistance in accordance with this section.*

4 **SEC. 202. PROVISION FOR ROADS IN PICTURED ROCKS NA-**
 5 **TIONAL LAKESHORE.**

6 *Section 6 of the Act of October 15, 1966, entitled “An*
 7 *Act to establish in the State of Michigan the Pictured Rocks*
 8 *National Lakeshore, and for other purposes” (16 U.S.C.*
 9 *460s–5), is amended as follows:*

10 (1) *In subsection (b)(1) by striking “including a*
 11 *scenic shoreline drive” and inserting “including ap-*
 12 *propriate improvements to Alger County Road H–*
 13 *58”.*

14 (2) *By adding at the end the following new sub-*
 15 *section:*

16 “(c) *PROHIBITION OF CERTAIN CONSTRUCTION.*—*A*
 17 *scenic shoreline drive may not be constructed in the Pic-*
 18 *tured Rocks National Lakeshore.”.*

Attest:

Clerk.